

PUBLIC NOTICE

PERMIT APPLICATION: NRS06.157

APPLICANT: Robert Ledbetter
306 Old Union Road
Livingston, Tennessee 38570
931-823-3099

LOCATION: Jackson Branch, tributary to Flat Creek near Hilham in Overton County; Hilham Quad, 36.3865°N, 85.4183°W.

WATERSHED DESCRIPTION: Jackson Branch and Flat Creek have been assessed as fully supporting all classified uses. Surrounding land use is rural pastoral. The stream is a second order stream. There are two springs that provide perennial flow just upstream of the proposed work, with the segment upstream of the springs with seasonally intermittent flow.

PROJECT DESCRIPTION: The project proposal includes construction of a concrete low-head dam. The dam would be built of cement blocks three rows high to impound water about 2 feet deep. The purpose of the proposed activity is to provide water for garden irrigation and livestock watering. The cattle are to be excluded from the stream and water will be conveyed to a trough from the pool.

In accordance with the Tennessee Antidegradation Statement (Rule 1200-4-3-.06), the division has determined that the proposed activity will not result in degradation to water quality.

PERMIT COORDINATOR: Robert Baker

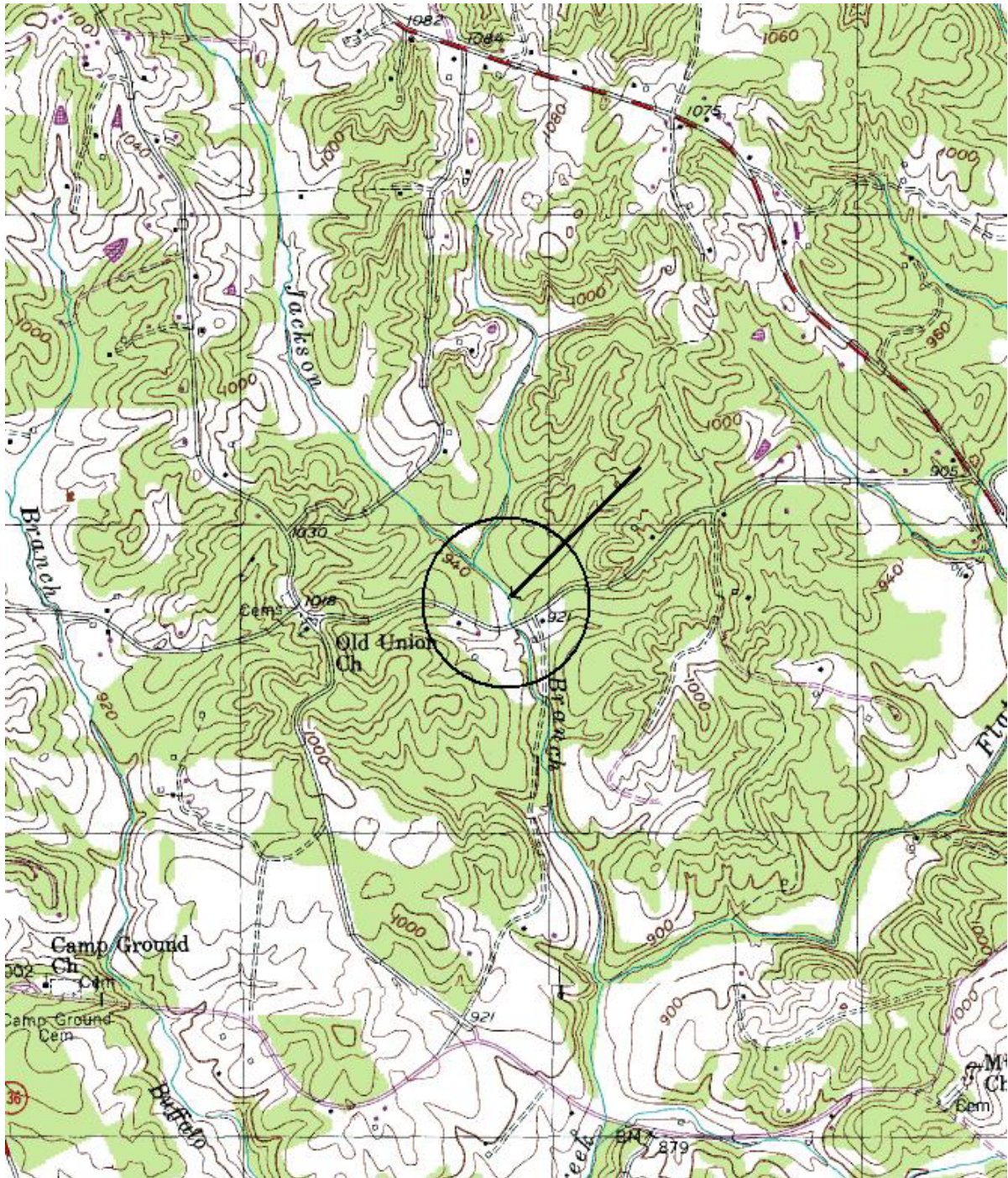
No decision has been made whether to issue or deny this permit. The purpose of this notice is to inform interested parties of this permit application and to ask for comments and information necessary to determine possible impacts to water quality. Persons wishing to comment on the proposal are invited to submit written comments to the department. Written comments must be received within **thirty days of the date that this notice is posted**. Comments will become part of the record and will be considered in the final decision. The applicant's name and permit number should be referenced.

Interested persons may also request in writing that the department hold a public hearing on this application. The request must be filed within the comment period, indicate the interest of the person requesting it, the reasons that the hearing is warranted, and the water quality issues being raised. When there is sufficient public interest in water quality issues, the department will hold a public hearing.

The permit application, supporting documentation including detailed plans and maps, and related comments are available at the department's address for review and/or copying. The department's address is:

Tennessee Department of Environment & Conservation
Division of Water Pollution Control, Natural Resources Section
7th Floor L & C Annex
401 Church Street
Nashville, TN 37243

In deciding whether to issue or deny a permit, the department will consider all comments of record and the requirements of applicable federal and state laws. In making this decision, a determination will be made regarding the lost value of the resource compared to the value of any proposed mitigation. The department shall consider practicable alternatives to the alteration. The department shall also consider loss of waters or habitat, diminishment in biological diversity, cumulative or secondary impacts to the water resource, and adverse impact to unique, high quality, or impaired waters.



Hilham Quad, 36.3865°N, 85.4183°W



